

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Steve Ormiston on 04/01/2010.

2. The application has been amended as follows:

a. Claim 11: lines 3 and 4, change "selectively generating a first sequence of high resolution still image files or a second sequence of low resolution still image files and storing the image files in the memory in" to "selectively generating a first sequence of high resolution still image files **in response to momentary actuation of a shutter button** or a second sequence of low resolution still image files **in response to actuation of the shutter button for a duration longer than a momentary actuation** and storing the image files in the memory in;"

a. Claim 21: lines 8 and 9, change "sequence of high resolution still image files or a second sequence of low resolution still image files and for executing firmware to convert the second sequence into a motion video sequence." to "sequence of high resolution still image files **in response to momentary actuation of a shutter button** or a second sequence of low resolution still image files **in response to actuation of the shutter button for a duration longer than a momentary actuation** and for executing firmware to convert the second sequence into a motion video sequence."

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3. Claims 18 and 23 are cancelled.

Allowable Subject Matter

4. Claims 11-17, 19, 21, 22, 24 and 25 are allowed.
5. The following is an examiner's statement of reasons for allowance:

The following prior art shows the current state of the art to this patent application:

i. Brusewitz et al. (US Patent # 6,038,257) discloses a camera (6, figure 1) and a method of implementing a still image request (figure 2). Brusewitz teaches at col. 5 lines 47-61 that upon receipt of this request (box 52), normal video image frame transmission (video mode) operations are suspended, and a high resolution image is captured (box 54) and forwarded to encoder 16 for further processing. In this embodiment of the present invention, the subsampler 14 downsamples the high resolution still image into a low resolution version (box 56) and encodes it as a video mode signal (box 58). The office notes that Brusewitz teaches this process in a still image mode, therefore there would be no motivation to combine with a reference that teaches a shutter button to be pressed in the motion mode for a duration longer than a still image mode.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to YOGESH K. AGGARWAL whose telephone number is (571)272-7360. The examiner can normally be reached on M-F 9:00AM-5:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sinh Tran can be reached on (571)-272-7564. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Lin Ye/

Supervisory Patent Examiner, Art Unit 2622

YKA

April 3, 2010